

FIRST REGULAR SESSION

[P E R F E C T E D]

SENATE BILL NO. 255

92ND GENERAL ASSEMBLY

INTRODUCED BY SENATOR KINDER.

Read 1st time January 15, 2003, and 1,000 copies ordered printed.

Read 2nd time January 23, 2003, and referred to the Committee on Commerce and the Environment.

Reported from the Committee February 10, 2003, with recommendation that the bill do pass with Senate Committee Amendment No. 1 and be placed on the Consent Calendar.

Senate Committee Amendment No. 1 adopted February 19, 2003.

Taken up February 19, 2003. Read 3rd time and placed upon its final passage; bill passed.

TERRY L. SPIELER, Secretary.

0896L.01P

AN ACT

To repeal section 393.110, RSMo, and to enact in lieu thereof one new section relating to the public service commission's jurisdiction of consumer-owned electric corporations.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Section 393.110, RSMo, is repealed and one new section enacted in lieu thereof, to be known as section 393.110, to read as follows:

393.110. 1. Sections 393.110 to 393.285 shall apply to the manufacture and furnishing of gas for light, heat or power and the furnishing of natural gas for light, heat or power, and the generation, furnishing and transmission of electricity for light, heat or power, the supplying and distributing of water for any purpose whatsoever, and the furnishing of a sewer system for the collection, carriage, treatment or disposal of sewage for municipal, domestic or other beneficial or necessary purpose.

2. Notwithstanding any provision in chapter 386, RSMo, or this chapter to the contrary, the public service commission shall not have jurisdiction over the rates, financing, accounting, or management of any electrical corporation which is required by its bylaws to operate on the not-for-profit cooperative business plan, with its consumers who receive service as the stockholders of such corporation, and which holds a certificate of public convenience and necessity to serve a majority of its

consumer-owners in counties of the third classification as of August 28, 2003. Nothing in this section shall be construed as amending or superseding the commission's authority granted pursuant to subsection 1 of section 386.310, RSMo, section 386.800, RSMo, section 393.106, and section 394.312, RSMo.

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